

EXHIBIT

A

FILED

2004 Nov-30 PM 02:47
U.S. DISTRICT COURT
N.D. OF ALABAMA

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

WOODS & WATER, INC.,)	
)	
Plaintiff)	
)	
v.)	CIVIL ACTION NO.
)	CV-04-HS-3076-S
FORIA INTERNATIONAL, INC. and)	
KOHL'S DEPARTMENT STORES, INC.)	
)	
Defendants.)	

UNOPPOSED MOTION OF DEFENDANTS FOR EXTENSION
OF TIME TO ANSWER PLAINTIFF'S COMPLAINT

COME NOW Defendants Foria International, Inc. and Kohl's Department Stores, Inc., and respectfully request that the Court extend the time for Defendants to answer Plaintiff's Complaint until Friday, December 3, 2004. As grounds for this Motion Defendants state as follows:

1. Plaintiff Woods and Water, Inc. commenced this action on October 22, 2004.
2. Defendants Kohls and Foria were served with the Summons and Complaint on October 28, 2004 and November 11, 2004, respectively.
3. Defendants' Californian counsel contacted Plaintiffs' counsel and requested an extension until December 3, 2004 to file their respective answers to allow Defendants to retain local counsel in this action. Plaintiff's counsel agreed to the requested extension and otherwise does not oppose this motion.
4. The undersigned counsel have been retained as local counsel to represent Defendants, and have agreed to file answers on behalf of both Defendants on or before Friday December 3, 2004.

WHEREFORE, PREMISES CONSIDERED, Defendants respectfully request that the Court extend the time for Defendants to answer Plaintiff's Complaint until Friday, December 3, 2004.

s/Christopher W. Weller
Christopher W. Weller (WEL020)
Henry C. Barnett, Jr. (BAR037)
ATTORNEYS FOR FORIA INTERNATIONAL, INC, AND
KOHLS DEPARTMENT STORES, INC.

OF COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been served upon the following counsel of record by placing and true and correct copy of same in the U.S. Mail, postage prepaid and properly addressed, as noted below, this the 24th day of November, day of December, 2004.

Will Hill Tankersley
Kimberly Till Powell
DAVID BALCH & BINGHAM, LLP
Post Office Box 306
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s/Christopher W. Weller
OF COUNSEL

Burkholder, David

From: cmecf_ALND@alnd.uscourts.gov
Sent: Tuesday, November 30, 2004 2:49 PM
To: ecfAdmin@alnd.uscourts.gov
Subject: Activity in Case 2:04-cv-03076-VEH Woods & Water, Inc. v. ForiaInternational, et al "Motion for Extension of Time to File Answer"

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U.S. District Court

Northern District of Alabama

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Case Name: Woods & Water, Inc. v. Foria International, et al
Case Number: 2:04-cv-3076
Filer: Foria International, Inc.
Kohl's Department Stores, Inc.

Document Number: 5

Docket Text:

MOTION for Extension of Time to File Answer re [1] Complaint by Foria International, Inc., Kohl's Department Stores, Inc.. (DRR)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1078951271 [Date=11/30/2004] [FileNumber=10760-0]
[0f089af82f3a943661066d24d7f7c5e7149d44f3902593d4cdce376c3adcbf1da37d
478c4583b64ba055ce2cbb1b3a778f5c9f45820a26accd94efe596e769a9]]

2:04-cv-3076 Notice will be electronically mailed to:

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11/30/2004

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